IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.1683 of 1985

Kisan Pradhan .. Plaintiff

versus

K.R.Warty .. Defendant

Ms.Sarkar i/b M.Munim for Plaintiff

Mr Vimal Bhabda i.b Apte & Co for Defendant

CORAM : D.G. KARNIK, J

DATED : 11th August, 2005.

P.C.

1. Heard learned counsel for the plaintiff. Suit is for recovery of money. The defendant has not filed any written statement for nearly 20 years. Hence, the averments made in the plaint are deemed to be admitted.

2. The suit of the plaintiff is decreed under Order 8 Rule 10 of the Code of Civil Procedure in terms of prayer clauses (a) and (b) with

modification that interest shall be payable at 9 % p.a. from the date of the suit till payment.

3. The drawing up of the decree is expedited.

D.G.KARNIK, J